

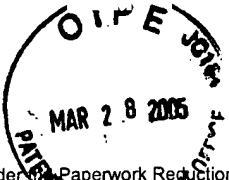


<b>TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT</b>	<b>Docket Number: I-2-0082.3US</b>
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In re Application of: Michael J. Luddy  
Application No.: 10/086,667  
Filed: February 28, 2002  
For: Subscriber Unit for Supporting Communication Rate Modifications

**\*\* Additional Prior Patents:**

5,953,346 issued September 14, 1999  
6,744,781 issued June 1, 2004



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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)  
I-2-0082.3US

In re Application of: Michael J. Luddy

Application No.: 10/086,667

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For: Subscriber Unit For Supporting Communication Rate Modifications

The owner\*, InterDigital Technology Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No. 6,741,609 \* as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

**\*\* Additional Patents listed on attached sheet.**

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- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 42,584

Signature

March 24, 2005

Date

Jeffrey M. Glabicki

Typed or printed name

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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